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AF/2816 #
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named

Inventor : Jason P. Brenden

Appln. No. : 10/619,802

Filed : July 15, 2003

Title : VOICE COIL MOTOR POWER AMPLIFIER

Docket No. : V44.12-0155

Group Art Unit: 2816

Examiner: Wells, K. B.

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Commissioner For Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SENT VIA EXPRESS MAIL
Express Mail No.: EV 485711968 US

Applicant appeals to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner mailed January 25, 2005, finally rejecting claims 10, 11, 13, and 22 and objecting to claims 14-21.

Fee for Filing Notice of Appeal

Pursuant to 37 C.F.R. 1.17(b) the fee for filing the Notice of Appeal is:

- other than a small entity \$500.00
 small entity \$250.00

Extension of Time

These proceedings are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicant believes that no extension of time is required. However, if any extension of time for the Notice of Appeal is required, Applicant requests that this be considered a petition therefor. This conditional petition is being made to provide for the possibility that Applicant has inadvertently overlooked the need for a petition and fee for extension of time.

04/27/2005 WABDELR1 00000042 10619802
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First Named Inventor: Jason P. Brenden

Application No.: 10/619,802

-2-

Total Fee Due

The total fee due is:

Notice of Appeal fee \$500.00

Extension fee (if any) \$0.00

Total Fee Due \$500.00

Fee Payment

[x] A check in the amount of **\$500.00** is attached.

[] Not required (paid in prior appeal)

The Commissioner is authorized to charge any additional fees associated with this paper or credit any overpayment to Deposit Account No. 11-0982. A duplicate copy of this communication is enclosed.

Respectfully submitted,

KINNEY & LANGE, P.A.

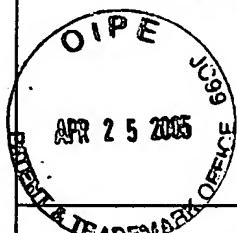
Date: 4/25/05

By: Dina M. Khaled

Dina M. Khaled, Reg. No. 52,761
THE KINNEY & LANGE BUILDING
312 South Third Street
Minneapolis, MN 55415-1002
Telephone: (612) 339-1863
Fax: (612) 339-6580

DMK

FEE TRANSMITTAL



Total Amount of Payment \$500.00

METHOD OF PAYMENT (Check One)

1. The Commissioner is hereby authorized to charge any additional fee required under 37 C.F.R. 1.16 and 1.17 and credit any over payments to Deposit Account No.11-0982. Deposit Account Name: Kinney & Lange, P.A. A duplicate copy of this communication is enclosed.

2. Check Enclosed

FEE CALCULATION

1. BASIC FILING FEE

	FILING FEE Appn. Type PD.	SEARCH FEES FEE/SMALL	EXAM FEES FEE/SMALL	FEES
Utility	300 / 150	500 / 250	200 / 100	—
Design	200 / 100	100 / 50	130 / 65	—
Reissue	300 / 150	500 / 250	600 / 300	—
Provisional	200 / 100	-0- / -0-	-0- / -0-	—
				Subtotal (1) \$0.00

2. EXTRA CLAIM FEES

	Number Claims	Prior**	Extra	Fee from Fee Paid Below
Total	*	-	*	= * X *
Indep.	*	-	*	= *
Multiple Dependent Claims				*

**Insert 3 and 20, or number previously paid if greater; Reissue see below

Large Entity Fee Code	Small Entity Fee Code	Description
1202	50	2202 25 Claims in excess of 20
1201	200	2201 100 Independent claims in excess of 3
1203	360	2203 180 Multiple Dependent Claim
1204	200	2204 100 Reissue Independent Claims Over Original Patent
1205	50	2205 25 Reissue claims in excess of 20 and over original patent
		Subtotal (2) \$0.00

Complete if Known

Application No.	10/619,802
Filing Date	July 15, 2003
First Named Inventor	Jason P. Brenden
Group Art Unit	2816
Examiner Name	Wells, K.B.
Atty. Docket Number	V44.12-0155

FEE CALCULATION (Continued)

3. ADDITIONAL FEES

Large Entity Fee Code	Small Entity Fee Code	Fee Description	Fee paid
1051	130	Surcharge - Late filing fee or oath	*
1052	50	Surcharge - late provisional filing fee or cover sheet	*
1053	130	Non-English specification	*
1812	2,520	For Filing a Request for Reexamination	*
1251	120	Extension for reply within first month	*
1252	450	Extension for reply within second month	*
1253	1,020	Extension for reply within third month	*
1254	1,590	Extension for reply within fourth month	*
1255	2,160	Extension for reply within fifth month	*
1402	500	Filing a brief in support of an appeal	*
1403	1,000	Request for oral hearing	*
1814	130	Terminal Disclaimer Fee	*
1452	500	Petition to revive - unavoidable	*
1453	1,500	Petition to revive - unintentional	*
1501	1,400	Utility/Reissue issue fee	*
1502	800	Design issue fee	*
1460	130	Petitions to the Commissioner	*
1807	50	Petitions related to provisional applications	*
1806	180	Submission of Information Disclosure Statement	*
8021	40	Recording each patent assignment per property (times number of properties)	*
1801	790	Request for Continued Examination (RCE)	*
		Other fee (specify) <u>Notice of Appeal Fee</u>	<u>500</u>
			Subtotal (3) \$500.00

Signature _____

Dina M. Khaled

Date _____

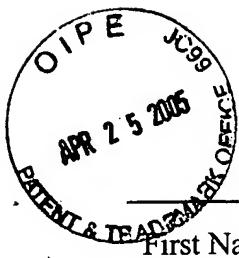
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EXPRESS MAIL COVER SHEET

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The following papers are being transmitted via **EXPRESS MAIL** to the U.S. Patent and Trademark Office on the date shown below:

1. Notice of Appeal From the Primary Examiner to the Board of Patent Appeals and Interferences (in duplicate);
2. Fee Transmittal (in duplicate);
3. Check in the amount of \$500.00; and
4. Return receipt postcard.

Respectfully submitted,

KINNEY & LANGE, P.A.

Date: 4/25/05

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